

MAR 14 2007

Appln. No. 10/817,044
 Reply to Office Action of November 14, 2006
 Response dated March 14, 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/817,044 Confirmation No.: 3943
 Applicant. : YOUNG Hoon Park
 Filed : April 2, 2004
 TC/A.U. : 3943
 Examiner : Archie, Nina
 Docket No. : 027707.00013
 Customer No. : 38485
 For : *idcBC/pckA* GENE-INACTIVATED MICROORGANISM AND
 METHOD OF PRODUCING L-THREONINE USING THE SAME

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

BIOLOGICAL DEPOSIT DECLARATION

Sir:

As attorney of record in the above-identified application, I hereby state that access to the strains *Eshcherichia coli* FTR2717, TRN212 and pGmTN-PPC12 were deposited under the Budapest Treaty to the Korean Culture Center of Microorganisms whose address is 361-221, Yurim B/D, Hongje-1-dong, Seodaemun-gu, Seoul 120-091, on March 31, 2003, February 19, 2002 and January 5, 2001 respectively, with the Accession Nos. KCCM-10475, KCCM-10353 and KCCM-10236, respectively. Access to each deposited strain will be afforded to the Commissioner upon request during the pendency of the above-identified application, and all restrictions upon availability of the

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aforementioned strains to the public will be irrevocably removed upon the granting of a patent based on the above-identified application. A copy of the Biological Deposit Certificate for each strain is enclosed herewith.

I further state that each strain of *Escherichia coli* will be maintained in a public repository for a period of 30 years, or for five years after the last request, or for the effective life of the granted patent, whichever is longer. I further state that each strain was viable at the time of the deposit and during the term of the deposit and will be replaced upon notification from the depository of its non-viability.

Submission of this paper and the accompanying documents should not be construed as an admission by Applicants or Attorneys for Applicants that a biological deposit is necessary to satisfy the requirements of 35 U.S.C. § 112.

Applicants believe that no additional fees are required in connection with this response. However, if additional fees are required, the Commissioner is hereby authorized to charge any additional payment, or credit any overpayment, to Deposit Account No. 01-2300, referencing Docket Number 027707.00013.

Respectfully submitted,



Rochelle K. Seide, Ph.D.
Registration No. 32,300
ARENT FOX LLP
1675 Broadway
New York, NY 10019
Tel. No. (212) 484-3945
Fax No. (212) 484-3990
Customer No. 38485

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BUDAPEST TREATY ON THE INTERNATIONAL
RECOGNITION OF THE DEPOSIT OF MICROORGANISMS
FOR THE PURPOSES OF PATENT PROCEDURE

INTERNATIONAL FORM

To: CJ Corp.

500 5GA NAMDAEMUN-RO, CHUNG-KU SEOUL
KOREA, REPUBLIC OF

RECEIPT IN THE CASE OF AN ORIGINAL
issued pursuant to Rule 7.1 by the
INTERNATIONAL DEPOSITARY AUTHORITY
identified at the bottom of this page

I. IDENTIFICATION OF THE MICROORGANISM	
Identification reference given by the DEPOSITOR : <i>Escherichia coli</i> FTR2717	Accession number given by the INTERNATIONAL DEPOSITARY AUTHORITY: KCCM-10475
II. SCIENTIFIC DESCRIPTION AND/OR PROPOSED TAXONOMIC DESIGNATION	
The microorganism identified under I above was accompanied by: <input type="checkbox"/> a scientific description <input type="checkbox"/> a proposed taxonomic designation (Mark with a cross where applicable)	
III. RECEIPT AND ACCEPTANCE	
This International Depositary Authority accepts the microorganism identified under I above, which was received by it on Mar. 20. 2003. (date of the original deposit) ¹	
IV. INTERNATIONAL DEPOSITARY AUTHORITY	
Name : Korean Culture Center of Microorganisms Address : 361-221, Yurim R/D Hongje-1-dong, Seodaemun-gu SEOUL 120-091 Republic of Korea	Signature(s) of person(s) having the power to represent the International Depositary Authority or of authorized official(s): Date: Mar. 31. 2003 

¹ Where Rule 6.4(d) applies, such date is the date on which the status of international depositary authority was acquired; where a deposit made outside the Budapest Treaty after the acquisition of the status of international depositary authority is converted into a deposit under the Budapest Treaty, such date is the date on which the microorganism was received by the international depositary authority.

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BUDAPEST TREATY ON THE INTERNATIONAL
RECOGNITION OF THE DEPOSIT OF MICROORGANISMS
FOR THE PURPOSES OF PATENT PROCEDURE

INTERNATIONAL FORM

To: Kyung-shik. Son

CHEILJEDANG Corporation,
500, 5-GA, NAMDAEMOON-NO,
CHUNG GU, SEOUL,
100-095, KOREA

RECEIPT IN THE CASE OF AN ORIGINAL
issued pursuant to Rule 7.1 by the
INTERNATIONAL DEPOSITARY AUTHORITY
identified at the bottom of this page

I. IDENTIFICATION OF THE MICROORGANISM	
Identification reference given by the DEPOSITOR : <i>Escherichia coli</i> TRN212	Accession number given by the INTERNATIONAL DEPOSITARY AUTHORITY: KCCM-10353
II. SCIENTIFIC DESCRIPTION AND/OR PROPOSED TAXONOMIC DESIGNATION	
The microorganism identified under I above was accompanied by: <input type="checkbox"/> a scientific description <input type="checkbox"/> a proposed taxonomic designation (Mark with a cross where applicable)	
III. RECEIPT AND ACCEPTANCE	
This International Depositary Authority accepts the microorganism identified under I above, which was received by it on Feb. 14, 2002. (date of the original deposit) ¹	
IV. INTERNATIONAL DEPOSITARY AUTHORITY	
Name : Korean Culture Center of Microorganisms Address : 361-221, Yurim B/D Hongje-1-dong, Seodaemun-gu SEOUL 120-091 Republic of Korea	Signature(s) of person(s) having the power to represent the International Depositary Authority or of authorized official(s): Date: Feb. 19, 2002. <div style="text-align: right; margin-top: 10px;">  </div>

¹ Where Rule 6.4(d) applies, such date is the date on which the status of international depositary authority was acquired : where a deposit made outside the Budapest Treaty after the acquisition of the status of international depositary authority is converted into a deposit under the Budapest Treaty, such date is the date on which the microorganism was received by the international depositary authority.

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BUDAPEST TREATY ON THE INTERNATIONAL
RECOGNITION OF THE DEPOSIT OF MICROORGANISMS
FOR THE PURPOSES OF PATENT PROCEDURE

INTERNATIONAL FORM

To, CHEILJEDANG
500 5-GA NAMDAEMUN-RO
SEOUL, CHUNG-KU
KOREA, REPUBLIC OF

RECEIPT IN THE CASE OF AN ORIGINAL
issued pursuant to Rule 7.1 by the
INTERNATIONAL DEPOSITARY AUTHORITY
identified at the bottom of this page

I. IDENTIFICATION OF THE MICROORGANISM	
Identification reference given by the DEPOSITOR : pGmTN-PPC12	Accession number given by the INTERNATIONAL DEPOSITARY AUTHORITY: KCCM-10236
II. SCIENTIFIC DESCRIPTION AND/OR PROPOSED TAXONOMIC DESIGNATION	
The microorganism identified under I above was accompanied by: <input type="checkbox"/> a scientific description <input type="checkbox"/> a proposed taxonomic designation (Mark with a cross where applicable)	
III. RECEIPT AND ACCEPTANCE	
This International Depositary Authority accepts the microorganism identified under I above, which was received by it on Dec. 29, 2000. (date of the original deposit) ¹	
IV. INTERNATIONAL DEPOSITARY AUTHORITY	
Name : Korean Culture Center of Microorganisms Address : 361-221, Yurim B/D Hongje-1-dong, Seodaemun-gu SEOUL 120-091 Republic of Korea	Signature(s) of person(s) having the power to represent the International Depositary Authority of of authouized of  Date: Jan. 5, 2001.

¹ Where Rule 6.4(d) applies, such date is the date on which the status of international depositary authority was acquired : where a deposit made outside the Budapest Treaty after the acquisition of the status of international depositary authority is converted into a deposit under the Budapest Treaty, such date is the date on which the microorganism was received by the international depositary authority.

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